

07/07/97

REQUEST FORM FOR FILE WRAPPER CONTINUING APPLICATION
UNDER 37 CFR 1.62AFC
9/10/97
9/10/9766474 U.S. PRO
08/888609
07/07/97DOCKET NUMBER: Bayer 8890.3-KGB

Address to:

Assistant Commissioner for Patents
Box FWC
Washington, D.C. 20231

This is a Request for filing a continuation-in-part,
 continuation, divisional application under 37 CFR 1.62
 of prior application Serial No. 08/542,566, filed on
October 13, 1995 entitled MICROBICIDAL
COMPOSITIONS

by the following named inventor(s).

FULL NAME OF INVENTOR	FAMILY NAME <u>Heuer</u>	FIRST GIVEN NAME <u>Lutz</u>	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY <u>Krefeld</u>	STATE OF FOREIGN COUNTRY Germany <u>DEP</u>	COUNTRY OF CITIZENSHIP Germany
POST OFFICE ADDRESS	POST OFFICE ADDRESS Bayer Aktiengesellschaft	CITY Leverkusen	STATE & ZIP CODE/COUNTRY Germany D51368

FULL NAME OF INVENTOR	FAMILY NAME <u>Wachtler</u>	FIRST GIVEN NAME <u>Peter</u>	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY <u>Koln</u>	STATE OF FOREIGN COUNTRY Germany <u>DEP</u>	COUNTRY OF CITIZENSHIP Germany
POST OFFICE ADDRESS	POST OFFICE ADDRESS Bayer Aktiengesellschaft	CITY Leverkusen	STATE & ZIP CODE/COUNTRY D-51368 Germany

FULL NAME OF INVENTOR	FAMILY NAME <u>Schwamborn</u>	FIRST GIVEN NAME <u>Michael</u>	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY <u>Koln</u>	STATE OF FOREIGN COUNTRY Germany <u>DEP</u>	COUNTRY OF CITIZENSHIP Germany
POST OFFICE ADDRESS	POST OFFICE ADDRESS Bayer Aktiengesellschaft	CITY Leverkusen	STATE & ZIP CODE/COUNTRY D-51368 Germany

FULL NAME OF INVENTOR	FAMILY NAME <u>Kugler</u>	FIRST GIVEN NAME <u>Martin</u>	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY <u>Leichlingen</u>	STATE OF FOREIGN COUNTRY Germany <u>DEP</u>	COUNTRY OF CITIZENSHIP Germany
POST OFFICE ADDRESS	POST OFFICE ADDRESS Bayer Aktiengesellschaft	CITY Leverkusen	STATE & ZIP CODE/COUNTRY D 51368 Germany

FULL NAME OF INVENTOR	FAMILY NAME <u>Buschhaus</u>	FIRST GIVEN NAME <u>Hans-Ulrich</u>	SECOND GIVEN NAME
RESIDENCE& CITIZENSHIP	CITY <u>Krefeld</u>	STATE OF FOREIGN COUNTRY Germany <u>DE</u>	COUNTRY OF CITIZENSHIP Germany
POST OFFICE ADDRESS	POST OFFICE ADDRESS Germany	CITY Leverkusen	STATE&ZIP CODE/COUNTRY D-51368 Germany

FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
RESIDENCE& CITIZENSHIP	CITY	STATE OF FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE&ZIP CODE/COUNTRY

The above identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application. (Note: 37 CFR 1.60 may be used for applications where the prior application is not to be abandoned.)

1. Enter the amendment previously filed on _____ under 37 CFR 1.116 but unentered, in the prior application.

2. A preliminary amendment is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS	5	-20= 0	X 22.00	0
INDEPENDENT CLAIMS	1	-3= 0	X 80.00	0
MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE)			+260.00	
			BASIC FEE	+770.00
			TOTAL OF ABOVE CALCULATIONS	
REDUCTION BY 1/2 FOR SMALL ENTITY (VERIFIED STATEMENT ATTACHED)				-
			TOTAL =	770.00

3. The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 02-1445.

4. A check in the amount of \$_____ is enclosed.

5. A new oath or declaration is included since this application is a continuation-in-part which discloses and claims additional matter.

6. Amend the specification by inserting before the first line the sentence:

61
This application is a continuation-in-part, continuation, divisional, of application Serial No. 08/542,566, filed October 13, 1995, which is a continuation of Serial No. 08/128,450 Filed September 28, 1993.

7. A verified statement claiming small entity status is enclosed. (Necessary even if a statement was filed in the prior application.)

8. Priority of application Serial No. P 42 33 337.7 filed on October 5, 1992 in Germany is claimed under 35 USC 119.

9. The prior application is assigned of record to Bayer Aktiengesellschaft, D51368 Leverkusen Germany at Reel 724, Frame 496 on September 28, 1993

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10. The power of attorney in the prior application is to: *****Arnold Sprung, Reg. No. 17,232; Leonard Horn, Reg. No. 17,200; Nathaniel D. Kramer, Reg. No. 25,350 and Ira J. Schaefer, Reg. No. 26,802.

11. Also enclosed

12. Conditional Petition for Extension

If any extension of time is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 02-1445.

Address all future communications to:

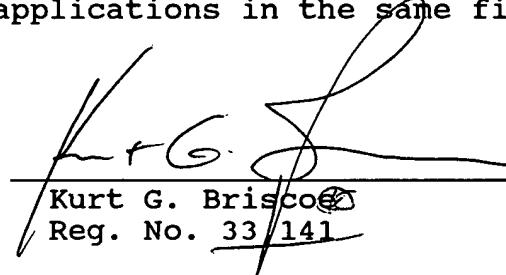
KURT G. BRISCOE
SPRUNG KRAMER SCHAEFER & BRISCOE
660 WHITE PLAINS ROAD
TARRYTOWN, NEW YORK 10591-5144

Direct telephone calls to:
(914) 332-1700

It is understood that secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 CFR 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

July 7, 1997

DATE


Kurt G. Briscoe
Reg. No. 33 141

- inventor(s)
- attorney or agent of record
- assignee of complete interest
- filed under §1.34(a)

"EXPRESS MAIL" mailing label
NUMBER E1517963948US

DATE OF DEPOSIT July 7, 1997

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By: 